

**SENATE JOURNAL
65TH LEGISLATURE
TWENTY-SIXTH LEGISLATIVE DAY**

Helena, Montana
February 6, 2017

Senate Chambers
State Capitol

Senate convened at 1:00 p.m. President Sales presiding. Invocation by Senator Howard. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

Montana Supreme Court Justice Laurie McKinnon administered the Oath of Office to Senator Carlie Boland. Senator Boland, representing Senate District 12, was appointed to replace Senator Mary Moe who resigned in January.

BILLS AND JOURNALS (Keenan, Chair):

2/6/2017

Correctly printed: **SB 117, SB 129, SB 165, SB 194, SB 195, SB 196, SB 197, SB 198, SB 199, SB 200, SB 201, SB 202, SB 203, SJ 11, SR 14, SR 19, HB 43, HB 63, HB 76, HB 80, HB 115, HB 166.**

Correctly engrossed: **HB 18, HB 41, HB 59, HB 135.**

Correctly enrolled: **SB 77, SR 5, SR 9, SR 12.**

Examined by the sponsor and found to be correct: **SB 56, SB 84.**

Transmitted to the House: **SB 65, SB 97, SB 118, SB 123, SB 142, HB 221.**

Signed by the President at 12:45 p.m., February 6, 2017: **SB 13.**

Signed by the Secretary of the Senate at 12:55 p.m., February 6, 2017: **SB 13.**

Senator Blasdel introduced the Pages for the coming week:

Caroline Roeder from Fort Shaw, sponsored by Senator Fitzpatrick

Tasha Raulston from Helena, sponsored by Senator McClafferty

Tristan Lloyd from Helena, sponsored by Senator Sesso

Jewel Fox from Helena, sponsored by Senator Webb

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Buttrey, Chair):

2/3/2017

SB 44, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Strike: "PROHIBITING ANTI-ASSIGNMENT CLAUSES"

Insert: "PROVIDING DISCLOSURES BY AIR AMBULANCE SERVICES"

2. Page 2, line 7.

Strike: "an"

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Insert: "a non-Montana hospital-controlled"

3. Page 2, line 9.

Strike: "noncovered"

Insert: "allowed amounts for covered"

4. Page 2, line 26 through line 27.

Following: "shall make payment" on line 26

Strike: "directly" on line 26 through "ambulance service" on line 27

5. Page 2, line 30.

Strike: "highest"

Insert: "median"

6. Page 3, line 2.

Following: "(4)"

Strike: ", "

7. Page 3, line 3 through line 4.

Strike: ":" on line 3 through "(a)" on line 4

Insert: ", "

8. Page 3, line 4.

Strike: "may by mutual agreement"

Insert: "shall"

9. Page 3, line 5 through line 6.

Following: "through 6]" on line 5

Strike: "; or" on line 5 through "(b)" on line 6

Insert: ". After the independent dispute resolution process is exhausted,"

10. Page 3, line 8.

Strike: "prudent layperson"

Insert: "person"

11. Page 3, line 9.

Strike: "an average"

12. Page 3, line 15.

Following: line 14

Insert: "(7) [Sections 1 through 6] do not apply if a covered person used an air ambulance membership subscription, as provided in 50-6-320, for the services provided by the air ambulance service."

13. Page 3, line 16 through line 19.

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Strike: section 3 in its entirety

Insert: "NEW SECTION. Section 3. Disclosures by air ambulance service. An out-of-network nonhospital-controlled air ambulance service must disclose by July 1 of each year any relationships or financial arrangements with health care providers, insurers, or health plans. This includes but is not limited to employment arrangements, ownership interests, first call agreements, and board memberships. This information must be filed with the department of public health and human services and also posted prominently on the commissioner of insurance's website. The air ambulance service must ensure the continued accuracy of this information throughout the year by submitting written updates within 5 days of any changes to the information."

14. Page 3, line 22.

Strike: "mutually agree under [section 2(5)] to"

15. Page 3, line 26.

Following: "this section is"

Insert: "not"

16. Page 4, line 1 through line 2.

Strike: "as agreed upon" on line 1 through "parties or" on line 2

17. Page 4, line 22.

Following: "service"

Insert: "in Montana"

18. Page 4, line 23.

Following: "service"

Insert: "in Montana"

19. Page 4, line 24.

Strike: "and"

20. Page 4, line 25.

Following: "Montana;"

Insert: "and (v) usually paid by the insurer or health plan for the service provided in Montana;"

21. Page 4, line 26.

Following: "urban context;"

Strike: "and"

Insert: "(d) the applicable medicare rate of payment for the services that are the subject of the claim; and"

Renumber: subsequent subsections

22. Page 5, line 14.

Following: line 13

Insert: "(3) In approving an individual as an independent reviewer, the insurance commissioner

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shall ensure that the individual does not have a conflict of interest that would adversely impact the individual's independence and impartiality in rendering a decision in an independent dispute resolution procedure under [sections 4 and 5]. A conflict of interest includes but is not limited to an ownership or direct familial interest in an insurer, a health care provider, or an air ambulance service that may be involved in an independent dispute resolution procedure under [sections 4 and 5].

(4) In approving an individual as an independent reviewer, the insurance commissioner may not approve an individual who is currently serving in any matter as a hearing officer for the commissioner."

23. Page 9, line 16 through line 18.

Strike: section 12 in its entirety

Insert: "NEW SECTION. Section 12. Severability. If a part of [this act] is invalid, only [section 2(1) through (3) and (6)] are severable from the invalid part and remain in effect."

And, as amended, do pass.

SB 120, introduced bill, be amended as follows:

1. Page 1, line 21 through line 23.

Strike: subsection (c) in its entirety

Insert: "(c)(i) The practice of dental hygiene also includes prescriptive authority limited to fluoride agents, topical oral anesthetic agents, and nonsystemic oral antimicrobials that:

(A) are not controlled substances;

(B) do not require a license by the federal drug enforcement agency; and

(C) are identified in a drug formulary approved by the board through rule in consultation with the board of pharmacy. For purposes of this section, the board's consultation with the board of pharmacy must be done when necessary.

(ii) Prescriptive authority under this section must be:

(A) done under the general supervision of a licensed dentist;

(B) pursuant to rules adopted by the board; and

(C) in compliance with applicable laws concerning prescription packaging, labeling, and recordkeeping requirements. (iii) The board shall determine by rule the education and competency requirements required for dental hygiene prescriptive authority.

(iv) The board shall determine by rule the percentage of fluoride, chlorhexidine gluconate, or any other active ingredients in any medication that may be prescribed by a dental hygienist under this section."

And, as amended, do pass.

Without objection, committee reports were adopted.

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MESSAGES FROM THE GOVERNOR

February 3, 2017

The Honorable Scott Sales
President, Montana State Senate
Capitol Station
Helena, Montana 59620

By Hand and Electronic Delivery

Dear President Sales:

In accordance with § 5-5-302, Montana Code Annotated, I submit to you and the Montana Senate for confirmation the following board, council and commission appointments:

Montana Facility Finance Authority

MCA 2-15-11815

- ! Mr. Kent Burgess, 4012 Laredo Pl, Billings, MT 59106, was appointed to serve a term starting February 3, 2017 and ending January 1, 2021. Mr. Burgess fulfills the qualifications of Public Representative for the board.
- ! Mr. Jim Kearns, 400 Broadway, Townsend, MT 59644, was reappointed to serve a term starting February 3, 2017 and ending January 1, 2021. Mr. Kearns fulfills the qualifications of Public Representative for the board.
- ! Mr. Paul Komlosi, 70 Schendel Road, White Sulphur Springs, MT 59645, was appointed to serve a term starting February 3, 2017 and ending January 1, 2019. Mr. Komlosi fulfills the qualifications of Public Representative for the board.
- ! Mr. Larry Putnam, 1825 Winne Avenue, Helena, MT 59601, was reappointed to serve a term starting February 3, 2017 and ending January 1, 2021. Mr. Putnam fulfills the qualifications of Public Representative and will serve as the Chair for the board.
- ! Mr. John Rogers, PO Box 242, Helena, MT 59624, was appointed to serve a term starting February 3, 2017 and ending January 1, 2021. Mr. Rogers fulfills the qualifications of Public Representative for the board.

I have included the appointees' resumes, biographies, or application materials, for your consideration.

I have asked Stacey Otterstrom, my Boards and Appointments Advisor, to coordinate with your office and Legislative Services as these appointments move through the confirmation process.

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Thank you.

Sincerely,

STEVE BULLOCK
Governor

MESSAGES FROM THE OTHER HOUSE

Senate bill concurred in and returned to the Senate: 2/3/2017

SB 77, introduced by N. Swandal

House bills passed and transmitted to the Senate for concurrence: 2/3/2017

HB 140, introduced by S. Stewart-Peregoy

HB 217, introduced by R. Brodehl

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committees:

SB 205, introduced by A. Olszewski, referred to Public Health, Welfare and Safety.

SB 206, introduced by R. Osmundson, D. Ankney, S. Berglee, M. Blasdel, D. Brown, W. Galt, F. Garner, S. Gunderson, B. Harris, G. Hertz, D. Howard, D. Kary, A. Knudsen, C. Knudsen, M. Lang, S. Lavin, R. Lynch, D. Mortensen, A. Olszewski, J. Patelis, A. Redfield, A. Rosendale, D. Salomon, C. Smith, N. Swandal, F. Thomas, B. Tschida, G. Vance, K. Wagoner, referred to State Administration.

SB 207, introduced by F. Moore, referred to Judiciary.

SB 208, introduced by M. Caferro, referred to Public Health, Welfare and Safety.

The following Senate joint resolution was introduced, read first time, and referred to committee:

SJ 12, introduced by D. Kary, D. Ankney, D. Brown, K. Holmlund, D. Howard, B. Keenan, M. Lang, A. Olszewski, R. Osmundson, T. Richmond, N. Swandal, R. Tempel, R. Webb, referred to Judiciary.

The following Senate bill, previously introduced, was referred to committee:

SB 204, introduced by G. Vuckovich, referred to Natural Resources.

The following House bills were introduced, read first time, and referred to committees:

HB 140, introduced by S. Stewart-Peregoy (by request of the Water Policy Interim Committee),

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referred to Natural Resources.

HB 217, introduced by R. Brodehl, S. Berglee, M. Cuffe, A. Doane, W. Galt, C. Glimm, E. Greef, J. Hinkle, M. Hopkins, R. Lynch, F. Mandeville, D. Mortensen, A. Olsen, R. Osmundson, J. Patelis, A. Redfield, K. Regier, M. Regier, S. Staffanson, K. Wagoner, D. Zolnikov, referred to Judiciary.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Thomas moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Osmundson in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 73 - Senator Connell moved **SB 73** do pass. Motion carried as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.

Total 48

Nays: Gross, Pomnichowski.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 26 - Senator Facey moved **HB 26** be concurred in. Motion **failed** as follows:

Yeas: Barrett, Boland, Caferro, Cohenour, Facey, Gross, Hoven, MacDonald, Malek, McClafferty, McNally, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Vuckovich, Welborn, Whitford, Wolken.

Total 23

Nays: Ankney, Blasdel, Brown, Buttrey, Connell, Fielder, Fitzpatrick, Gauthier, Hinebauch, Hinkle, Howard, Jones, Kary, Keenan, Lang, Moore, Olszewski, Osmundson, Regier, Smith C, Swandal, Tempel, Thomas, Vance, Vincent, Webb, Mr.President.

Total 27

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Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 26 - Senator Thomas moved **HB 26** be **indefinitely postponed**. Motion carried as follows:

Yeas: Ankney, Blasdel, Brown, Buttrey, Connell, Fielder, Fitzpatrick, Gauthier, Hinebauch, Hinkle, Howard, Jones, Kary, Keenan, Lang, Moore, Olszewski, Osmundson, Regier, Richmond, Small, Smith C, Swandal, Tempel, Thomas, Vance, Vincent, Webb, Welborn, Mr.President.

Total 30

Nays: Barrett, Boland, Caferro, Cohenour, Facey, Gross, Hoven, MacDonald, Malek, McClafferty, McNally, Phillips, Pomnichowski, Salomon, Sands, Sesso, Smith F, Vuckovich, Whitford, Wolken.

Total 20

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 125 - Senator Buttrey moved **HB 125** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 138 - Senator Salomon moved **HB 138** be concurred in. Motion carried as follows:

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Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 141 - Senator Facey moved consideration of **HB 141** be placed at the bottom of the second reading board. Without objection, so ordered.

SB 58 - Senator McNally moved **SB 58** do pass. Motion carried as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Whitford, Wolken, Mr.President.
Total 42

Nays: Fitzpatrick, Regier, Richmond, Salomon, Swandal, Vincent, Webb, Welborn.
Total 8

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 116 - Senator Blasdel moved **SB 116** do pass. Motion carried as follows:

Yeas: Ankney, Blasdel, Brown, Buttrey, Connell, Fielder, Fitzpatrick, Gauthier, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, Malek, Moore, Olszewski, Osmundson, Regier, Richmond, Salomon, Small, Smith C, Tempel, Thomas, Vance, Vincent, Webb, Welborn, Mr.President.
Total 32

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Nays: Barrett, Boland, Caferro, Cohenour, Facey, Gross, MacDonald, McClafferty, McNally, Phillips, Pomnichowski, Sands, Sesso, Smith F, Swandal, Vuckovich, Whitford, Wolken.
Total 18

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 128 - Senator Salomon moved **SB 128** do pass. Motion carried as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fitzpatrick, Gauthier, Gross, Hinkle, Hoven, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.
Total 46

Nays: Fielder, Hinebauch, Howard, Smith C.
Total 4

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 135 - Senator McClafferty moved **SB 135** do pass. Motion carried as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fitzpatrick, Gauthier, Gross, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.
Total 48

Nays: Fielder, Hinebauch.
Total 2

Absent or not voting: None.
Total 0

Excused: None.
Total 0

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SB 93 - Senator Richmond moved **SB 93** do pass. Motion carried as follows:

Yeas: Ankney, Blasdel, Brown, Buttrey, Connell, Fielder, Fitzpatrick, Gauthier, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, Moore, Olszewski, Osmundson, Regier, Richmond, Salomon, Small, Smith C, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Mr.President.

Total 33

Nays: Barrett, Boland, Caferro, Cohenour, Facey, Gross, MacDonald, Malek, McClafferty, McNally, Phillips, Pomnichowski, Sands, Sesso, Smith F, Whitford, Wolken.

Total 17

Absent or not voting: None.

Total 0

Excused: None.

Total 0

Majority Leader Thomas moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Sales presiding.

Chair Osmundson moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Barrett, Blasdel, Brown, Buttrey, Caferro, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Wolken, Mr.President.

Total 44

Nays: Boland, Cohenour, Kary, Phillips, Smith F, Whitford.

Total 6

Absent or not voting: None.

Total 0

Excused: None.

Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

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SB 117 passed as follows:

Yeas: Ankney, Blasdel, Brown, Buttrey, Connell, Fielder, Fitzpatrick, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, Olszewski, Osmundson, Regier, Richmond, Salomon, Small, Smith C, Smith F, Swandal, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Mr.President.

Total 31

Nays: Barrett, Boland, Caferro, Cohenour, Facey, Gauthier, Gross, MacDonald, Malek, McClafferty, McNally, Moore, Phillips, Pomnichowski, Sands, Sesso, Tempel, Whitford, Wolken.
Total 19

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 129 passed as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.
Total 49

Nays: Moore.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

House amendments to SJ 1 concurred in as follows:

Yeas: Ankney, Blasdel, Brown, Buttrey, Connell, Fielder, Fitzpatrick, Gauthier, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, Moore, Olszewski, Osmundson, Regier, Richmond, Salomon, Small, Smith C, Swandal, Tempel, Thomas, Vance, Vincent, Webb, Welborn, Mr.President.

Total 32

Nays: Barrett, Boland, Caferro, Cohenour, Facey, Gross, MacDonald, Malek, McClafferty,

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McNally, Phillips, Pomnichowski, Sands, Sesso, Smith F, Vuckovich, Whitford, Wolken.

Total 18

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 43 concurred in as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 63 concurred in as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

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HB 76 concurred in as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 115 concurred in as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

MOTIONS

Majority Leader Thomas moved that **SB 73**, heard on second reading this date, be re-referred to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Thomas moved that **HB 141** be taken from the second reading board and re-referred to the Business, Labor, and Economic Affairs Committee. Without objection, so ordered.

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Thomas moved the Senate adjourn until 1:00 p.m., Tuesday, February 7, 2017, the 27th legislative day. Motion carried.

Senate adjourned at 2:25 p.m.

MARILYN MILLER
Secretary of the Senate

SCOTT SALES
President of the Senate